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FACSIMILE TRANSMISSION SHEET

TO:

USPTO

703 872 9306

FROM: Sharon M. Sintich, Ph.D.

RE: 28335/36996US

PAGES (INCLUDING THIS PAGE): 53

Please see attached.

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PTO/SB/21 (09-04)

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TRANSMITTAL FORM

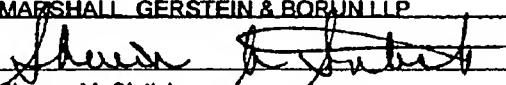
(to be used for all correspondence after initial filing)

Application Number 10/038,972-Conf. #9566 Filing Date January 4, 2002 First Named Inventor Jeffrey S. Bartlett Art Unit 1636 Examiner Name Maria Marvich Total Number of Pages in This Submission 	Attorney Docket Number 28335/36996US
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ENCLOSURES (Check all that apply)

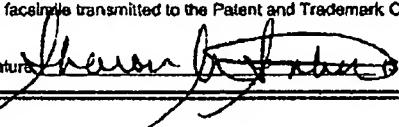
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO/SB/08 Request For Continued Examination (RCE)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MARSHALL, GERSTEIN & BORUN LLP		
Signature			
Printed name	Sharon M. Sintlich		
Date	November 12, 2004	Reg. No.	48,484

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (703) 872-9306, on the date shown below.

Dated: November 12, 2004

Signature:  (Sharon M. Sintlich)

PTO/SBU17 (10-04v2)

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FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

Applicam claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\$)	395.00
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Complete If Known

Application Number	10/038,972-Conf. #9566
Filing Date	January 4, 2002
First Named Inventor	Jeffrey S. Bartlett
Examiner Name	Maria Marvich
Art Unit	1638
Attorney Docket No.	28335/36996US

METHOD OF PAYMENT (check all that apply)

<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None
<input checked="" type="checkbox"/> Deposit Account:				
Deposit Account Number	13-2855			
Deposit Account Name	MARSHALL, GERSTEIN & BORUN LLP			
The Director is authorized to: (check all that apply)				
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input checked="" type="checkbox"/> Credit any overpayments			
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)				
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.				

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Paid
1051 790	2001 396	Surcharge - late filing fee or oath	
1002 360	2002 175	Surcharge - late provisional filing fee or cover sheet	
1003 550	2003 275	Non-English specification	
1004 790	2004 396	For filing a request for ex parte reexamination	
1005 160	2005 80	Requesting publication of SIR prior to Examiner action	
		Requesting publication of SIR after Examiner action	
		Extension for reply within first month	
		Extension for reply within second month	
		Extension for reply within third month	
		Extension for reply within fourth month	
		Extension for reply within fifth month	
		Notice of Appeal	
		Filing a brief in support of an appeal	
		Request for oral hearing	
		Petition to institute a public use proceeding	
		Petition to revive - unavoidable	
		Petition to revive - unintentional	
		Utility issue fee (or reissue)	
		Design issue fee	
		Plant issue fee	
		Petitions to the Commissioner	
		Processing fee under 37 CFR 1.17(q)	
		Submission of Information Disclosure Stmt	
		Recording each patent assignment per property (times number of properties)	
		Filing a submission after final rejection (37 CFR 1.129(a))	
		For each additional invention to be examined (37 CFR 1.129(b))	
		Request for Continued Examination (RCE)	\$35.00
		Request for expedited examination of a design application	
		Other fee (specify)	

SUBTOTAL (1) (\$)

0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-*-	K	=
Multiple Dependent	-*-	K	=

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 3
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	-- Reissue independent claims over original patent
1205 18	2205 9	-- Reissue claims in excess of 20 and over original patent
		SUBTOTAL (2) (\$)
		0.00

** or number previously paid, if greater; For Reissues, see above

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$)

395.00

SUBMITTED BY

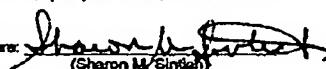
Name (Print/Type)	Sharon M. Sintich	Registration No. (Name/Agent)	48,484	Telephone	(312) 474-6300
Signature				Date	November 12, 2004

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Dated: November 12, 2004

Signature: (Sharon M. Sintich)

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Dated: November 12, 2004 Signature: 
(Sharon M. Sington)

**AMENDMENT AFTER FINAL
EXPEDITED PROCEDURE
GROUP ART UNIT 1646
Docket No.: 28335/36996US
(PATENT)**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Jeffrey S. Bartlett

Confirmation No.: 9566

**RECEIVED
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Application No.: 10/038,972

Art Unit: 1636

NOV 12 2004

Filed: January 4, 2002

Examiner: M. Marvich

For: AAV2 VECTORS AND METHODS

**REQUEST FOR RECONSIDERATION WITH AMENDMENT UNDER 37 C.F.R.
§1.116 AND SUBMISSION UNDER 37 C.F.R. §1.114**

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This amendment is in response to the Final Office Action mailed August 11, 2004. Claims 1-10, 17, 18, 21-23, 25 and 26 were rejected under 35 U.S.C. §112, first paragraph. Reconsideration and withdrawal of the rejections are respectfully requested in light of the following amendment and remarks. This response is timely filed with a Request for Continued Examination.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks/Arguments begin on page 8 of this paper.